

MINUTES  
MALIBU CITY COUNCIL  
SPECIAL MEETING  
JUNE 3, 2003  
COUNCIL CHAMBERS  
6:00 P.M.

**CALL TO ORDER**

Mayor Kearsley called the meeting to order at 6:02 p.m.

**ROLL CALL**

The following persons were recorded in attendance by the Recording Secretary:

PRESENT: Mayor Ken Kearsley, Mayor Pro Tem Sharon Barovsky, Councilmembers Joan House, Jeffrey Jennings and Andrew Stern.

ALSO PRESENT: Katie Lichtig, City Manager; Christi Hogin, City Attorney; Vic Peterson, Environmental and Community Development Director; Melanie Irwin, Public Works Department Specialist; Barbara Cameron, Grant Consultant; and Lisa Pope, City Clerk

**APPROVAL OF AGENDA**

**MOTION**

Councilmember Jennings moved and Mayor Kearsley seconded a motion to approve the agenda. The motion carried unanimously.

**FLAG SALUTE**

Les Moss led the Pledge of Allegiance.

**REPORT ON POSTING OF AGENDA**

City Clerk Pope reported that the agenda for the meeting was properly posted on May 30, 2003.

**ITEM 1      NEW BUSINESS**

- A.     Grant Application to Purchase Property in the Civic Center to Install Facilities to Improve Water Quality in the Civic Center and Discuss Implication of Application for Proposed Malibu Bay Company Development Agreement  
Staff is seeking direction from the City Council as to whether or not the City should apply for grant funds for a project that will improve water quality in the Civic Center. The proposal would affect property which is part of the proposed Malibu Bay Company Development Agreement. Therefore, staff is seeking

direction as to whether or not the Council wishes to authorize further negotiations on the Development Agreement.

City Attorney Hogin presented the staff report.

Georgianna McBurney discussed the limits on the wastewater treatment system on the Winter Canyon site due to development in the Civic Center. She stated Winter Canyon was not the only option. She expressed excitement regarding the proposal before the Council.

Les Moss indicated support for the grant application and discussed the importance of cleaning the water. He urged the Council to direct staff to apply for grant funds.

Ozzie Silna indicated support for acquiring land in the Civic Center.

David Kagon discussed wastewater system requirements in the Civic Center. He urged the Council to pursue every opportunity to acquire the Chili Cook-Off site. He commended the Council for its efforts to negotiate with the Malibu Bay Company.

#### MOTION

Councilmember Jennings moved and Councilmember Stern seconded a motion to direct the City Manager to pursue funding opportunities, including grants, loans and special assessment district, to acquire the Chili Cook-Off site, if the property owner is amenable, and install clean water facilities. This direction includes, but is not limited to, an application for financing of a wastewater treatment facility through the State Revolving Fund Loan Program administered by the State Water Resources Control Board. Authorize City Attorney to negotiate certain revisions to development agreement.

Councilmember House commended the public speakers for their support of the opportunity. She stated the idea was a great idea that would take care of a lot of issues in the Civic Center area. In response to Ms. McBurney, she explained that no commercial development in the Civic Center had been approved since City incorporation. She explained the discharge requirements of the Adamson Hotel. She indicated support for the staff recommendation.

Mayor Pro Tem Barovsky indicated support for the proposal and thanked the community for supporting the proposal. She stated she would support the motion.

Mayor Kearsley discussed the surplus of water in the Civic Center. He discussed the desirability of the Chili Cook-Off site and the potential for the creation of a park. He requested clear lines of communication be maintained, that the City Attorney discuss with MBC the opportunities this will avail to them and the City,

and that City Manager Lichtig, working with Grant Consultant Cameron, be the point person on the grants.

AMENDMENT

Mayor Kearsley moved to amend the motion to have City Attorney Hogin and City Manager Lichtig as the point staff members on this matter. The maker and seconder accepted the amendment.

Mayor Pro Tem Barovsky stated the City had received a letter from Mary Nichols, Secretary for the State of California Resources Agency supporting the staff recommendation and urging the City to move forward to obtain funding and land necessary for the project.

Mayor Kearsley indicated the Coastal Conservancy had submitted a letter indicating support for the grant application.

City Attorney Hogin stated California Regional Water Quality Control Board had also submitted a letter regarding the proposal.

The question was called and the amended motion carried unanimously.

ADJOURN At 6:30 p.m., Councilmember House moved and Mayor Kearsley seconded a motion to adjourn. The motion carried unanimously.

Approved and adopted by the City Council of the City of Malibu  
on June 23, 2003.

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KENNETH KEARSLEY, Mayor

ATTEST:

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LISA POPE, City Clerk  
(seal)